
UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF TEXAS

TYRELL MONTREL CANE,

Plaintiff,

versus

THE CITY OF PORT ARTHUR
POLICE DEPARTMENT, *et al.*,

Defendants.

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CIVIL ACTION NO. 1:17-CV-451

MEMORANDUM OPINION AND ORDER

Plaintiff, Tyrell Montrel Cane, a pre-trial detainee at the Jefferson County Jail, proceeding *pro se* and *in forma pauperis*, brings this civil rights lawsuit pursuant to 28 U.S.C. § 1983 against defendants: the City of Port Arthur Police Department, Officer Bobby Myers and Officer John Doe, both with the Port Arthur Police Department.

The court referred this matter to the Honorable Zack Hawthorn, United States Magistrate Judge, at Beaumont, Texas, for consideration pursuant to applicable laws and orders of this court. The Magistrate Judge recommends plaintiff's claims be dismissed for want of prosecution pursuant to Federal Rule of Civil Procedure 41(b).

The court has received and considered the Report and Recommendation of United States Magistrate Judge filed pursuant to such referral, along with the record, and pleadings. No objections to the Report and Recommendation have been filed to date.¹

¹

A copy of the Report and Recommendation was returned as undeliverable with the notation that plaintiff was released or not longer at the facility (docket entry no. 13).

ORDER

Accordingly, the findings of fact and conclusions of law of the Magistrate Judge are correct and the report of the Magistrate Judge is **ADOPTED**. A Final Judgment will be entered in accordance with the recommendations of the Magistrate Judge.

SIGNED at Beaumont, Texas, this 29th day of January, 2019.

A handwritten signature in black ink, reading "Marcia A. Crone", is positioned above a horizontal line.

MARCIA A. CRONE
UNITED STATES DISTRICT JUDGE